IN THE HIGH COURT OF JUDICATURE AT BOBBY

ORDINARY ORIGINAL CIVIL JURISDICTION

**CHAMBER SUMMONS NO.1187 OF 2007**

**IN**

**ARBITRATION PETITION NO.90 OF 2007**

Harison Steels Pvt. Ltd. .. Petitioners.

Versus

M/s.Prakash Constructions .. Respondents.

Mr.Birendra Saraf i/b.Mr.Ajay K.J.Panickar for petitioners.

Ms.Alpana Ghone for respondents.

**CORAM : S.C.DHARMADHIKARI, J.**

**DATE : 27th August, 2007.**

**P.C.**

. Heard Ms.Ghone, appearing for the

petitioners and Mr.Saraf, appearing for the respondents. Insofar as the proposed amendments to the Arbitration Petition are concerned, the foundation pertaining to the same is already laid in the petition in paragraphs 12 to 14 and in paragraph 17. The Award is impugned on the ground of collusion and conspiracy as well. In such circumstances and considering the allegations so also the law laid down by this Court in **Appeal No.683 of 2000 in Chamber Summons No.871 of 2000 (Vastu Invest & Holdings Pvt.Ltd. v/s. Gujarat Lease Financing Ltd., reported in 2002 (Supp.) Bom.C.R.246), decided on 9th November, 2000,** this Chamber Summons does not survive. However, it is clarified that the petitioners would be able to urge, while elaborating the submissions in the above mentioned paragraphs, that the Award is also contrary to public policy.

**(S.C.Dharmadhikari, J.)**